

STAYED,TYPE I-FOIA

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:17-cv-02225-JDB**

PROTECT DEMOCRACY PROJECT, INC. v. U.S.  
DEPARTMENT OF JUSTICE et al  
Assigned to: Judge John D. Bates  
Cause: 05:552 Freedom of Information Act

Date Filed: 10/26/2017  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**PROTECT DEMOCRACY  
PROJECT, INC.**

represented by **Anne Harden Tindall**  
PROTECT DEMOCRACY PROJECT  
2020 Pennsylvania Avenue, NW  
#163  
Washington, DC 20006  
(202) 856-9191  
Fax: (929) 777-8428  
Email: [anne.tindall@protectdemocracy.org](mailto:anne.tindall@protectdemocracy.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Justin G. Florence**  
PROTECT DEMOCRACY PROJECT  
2020 Pennsylvania Avenue, NW  
#163  
Washington, DC 20006  
(202) 599-0466  
Fax: (929) 777-8428  
Email: [justin.florence@protectdemocracy.org](mailto:justin.florence@protectdemocracy.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Allison F. Murphy**  
PROTECT DEMOCRACY PROJECT  
2020 Pennsylvania Avenue, NW  
#163  
Washington, DC 20006  
(202) 417-2341  
Email: [allison.murphy@protectdemocracy.org](mailto:allison.murphy@protectdemocracy.org)  
**TERMINATED: 08/01/2018**

V.

**Defendant**

**U.S. DEPARTMENT OF JUSTICE**

represented by **Daniel Patrick Schaefer**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2531  
Fax: (202) 252-2599  
Email: [Daniel.Schaefer@usdoj.gov](mailto:Daniel.Schaefer@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. DEPARTMENT OF DEFENSE**

represented by **Daniel Patrick Schaefer**  
(See above for address)  
**LEAD ATTORNEY**

## ATTORNEY TO BE NOTICED

**Defendant****U.S. DEPARTMENT OF STATE**

represented by **Daniel Patrick Schaefer**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/26/2017	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE ( Filing fee \$ 400 receipt number 0090-5177907) filed by PROTECT DEMOCRACY PROJECT, INC.. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons AG Summons, # <u>3</u> Summons US Atty Summons, # <u>4</u> Summons DOJ Summons, # <u>5</u> Summons DOD Summons, # <u>6</u> Summons State Summons, # <u>7</u> Exhibit Exhibit A, # <u>8</u> Exhibit Exhibit B, # <u>9</u> Exhibit Exhibit C, # <u>10</u> Exhibit Exhibit D, # <u>11</u> Exhibit Exhibit E, # <u>12</u> Exhibit Exhibit F, # <u>13</u> Exhibit Exhibit G, # <u>14</u> Exhibit Exhibit H, # <u>15</u> Exhibit Exhibit I, # <u>16</u> Exhibit Exhibit J, # <u>17</u> Exhibit Exhibit K, # <u>18</u> Declaration Certificate LCvR 7-1)(Florence, Justin) (Entered: 10/26/2017)
10/27/2017	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PROTECT DEMOCRACY PROJECT, INC. (md) (Entered: 10/27/2017)
10/27/2017		Case Assigned to Judge John D. Bates. (md) (Entered: 10/27/2017)
10/27/2017	<u>3</u>	ENTERED IN ERROR.....SUMMONS (5) Issued Electronically as to U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice of Consent) (md) Modified on 11/3/2017 (zmd). (Entered: 10/27/2017)
11/03/2017		SUMMONS (5) Not Issued as to U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. Attorney, U.S. Attorney General. (INCORRECT SUMMONS SUBMITTED AT THE TIME COMPLAINT WAS FILED. FOIA SUMMONS NEED TO BE FILED) (zmd) (Entered: 11/03/2017)
11/03/2017	<u>4</u>	REQUEST FOR SUMMONS TO ISSUE <i>ON CORRECT FOIA SUMMONS FORMS</i> re <u>1</u> Complaint,, filed by PROTECT DEMOCRACY PROJECT, INC.. Related document: <u>1</u> Complaint,, filed by PROTECT DEMOCRACY PROJECT, INC..(Florence, Justin) (Entered: 11/03/2017)
11/06/2017	<u>5</u>	SUMMONS (5) Re-Issued Electronically as to U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General (znmw) (Entered: 11/06/2017)
11/17/2017	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 11/14/2017. (Florence, Justin) (Main Document 6 replaced on 11/20/2017) (znmw). (Entered: 11/17/2017)
11/17/2017	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 11/14/2017. Answer due for ALL FEDERAL DEFENDANTS by 12/14/2017. (Florence, Justin) (Main Document 7 replaced on 11/20/2017) (znmw). (Entered: 11/17/2017)
11/17/2017	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF DEFENSE served on 11/13/2017; U.S. DEPARTMENT OF JUSTICE served on 11/14/2017; U.S. DEPARTMENT OF STATE served on 11/14/2017 (Florence, Justin) (Main Document 8 replaced on 11/20/2017) (znmw). (Entered: 11/17/2017)
12/13/2017	<u>9</u>	NOTICE of Appearance by Daniel Patrick Schaefer on behalf of U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE (Schaefer, Daniel) (Entered: 12/13/2017)

12/13/2017	<u>10</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 12/13/2017)
12/13/2017		MINUTE ORDER: Upon consideration of <u>10</u> defendants' consent motion for an extension of time to answer or otherwise respond to plaintiff's complaint, and the entire record herein, it is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that the defendants shall answer or otherwise respond to the complaint by not later than Thursday, January 11, 2018. Signed by Judge John D. Bates on 12/13/2017. (lcjdb1) (Entered: 12/13/2017)
12/18/2017	<u>11</u>	REQUEST FOR SUMMONS TO ISSUE <i>WITH CORRECTED ADDRESS TO STATE DEPARTMENT</i> re <u>1</u> Complaint,, filed by PROTECT DEMOCRACY PROJECT, INC.. Related document: <u>1</u> Complaint,, filed by PROTECT DEMOCRACY PROJECT, INC..(Florence, Justin) (Entered: 12/18/2017)
12/20/2017	<u>12</u>	SUMMONS (1) Reissued Electronically as to U.S. DEPARTMENT OF STATE (td) (Entered: 12/20/2017)
01/02/2018	<u>13</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF STATE served on 12/27/2017 (Florence, Justin) (Entered: 01/02/2018)
01/11/2018	<u>14</u>	ANSWER to <u>1</u> Complaint by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE.(Schaefer, Daniel) Modified to add link on 1/12/2018 (znmw). (Entered: 01/11/2018)
01/12/2018	<u>15</u>	SCHEDULING ORDER. See text of Order for details. Signed by Judge John D. Bates on 1/12/2018. (lcjdb1) (Entered: 01/12/2018)
01/17/2018		ENTERED IN ERROR....Set/Reset Deadlines: Proposed Briefing Schedule due by 2/12/2018. (tb) Modified on 1/17/2018 (tb). (Entered: 01/17/2018)
01/17/2018		NOTICE OF CORRECTED DOCKET ENTRY: A set/reset deadline was entered in error in this case on 01/17/18 and counsel is instructed to disregard that entry. (tb) (Entered: 01/17/2018)
02/12/2018	<u>16</u>	Joint STATUS REPORT <i>and Joint Proposed Schedule for Further Proceedings</i> by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 02/12/2018)
02/13/2018		MINUTE ORDER: Upon consideration of <u>16</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that defendants shall issue their first interim responses to plaintiff's requests by not later than Tuesday, March 20, 2018; and it is further ORDERED that, if this matter has not been resolved by Tuesday, March 27, 2018, the parties shall file a further joint status report on that date. SO ORDERED. Signed by Judge John D. Bates on 2/13/2018. (lcjdb1) (Entered: 02/13/2018)
02/13/2018		Set/Reset Deadlines: If this matter has not been resolved by 3/27/2018 then the parties shall file Joint Status Report by 3/27/2018. (tb) (Entered: 02/13/2018)
03/27/2018	<u>17</u>	NOTICE of Appearance by Allison F. Murphy on behalf of PROTECT DEMOCRACY PROJECT, INC. (Murphy, Allison) (Entered: 03/27/2018)
03/27/2018	<u>18</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 03/27/2018)
04/24/2018	<u>19</u>	SCHEDULING ORDER. See text of order for details. Signed by Judge John D. Bates on 4/24/2018. (lcjdb1) (Entered: 04/24/2018)
04/25/2018		Set/Reset Deadlines: Joint Status Report and proposed production schedule due by 4/26/2018. Joint Status Report on the all defendants' processing and responses and proposed schedule due by 5/25/2018. (tb) (Entered: 04/25/2018)
04/26/2018	<u>20</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Schaefer, Daniel)

		(Entered: 04/26/2018)
05/25/2018	<u>21</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 05/25/2018)
05/30/2018		MINUTE ORDER: Upon consideration of <u>21</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall submit another joint status report by not later than Thursday, August 23, 2018. Signed by Judge John D. Bates on 5/30/2018. (lcjdb1) (Entered: 05/30/2018)
05/30/2018		Set/Reset Deadlines: Joint Status Report due by 8/23/2018. (tb) (Entered: 05/30/2018)
08/01/2018	<u>22</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to PROTECT DEMOCRACY PROJECT, INC.. Attorney Allison F. Murphy terminated. (Murphy, Allison) (Entered: 08/01/2018)
08/01/2018	<u>23</u>	NOTICE of Appearance by Anne Harden Tindall on behalf of PROTECT DEMOCRACY PROJECT, INC. (Tindall, Anne) (Entered: 08/01/2018)
08/23/2018	<u>24</u>	STATUS REPORT by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 08/23/2018)
08/24/2018	<u>25</u>	NOTICE of Agreement by PROTECT DEMOCRACY PROJECT, INC. re <u>24</u> Status Report (Tindall, Anne) (Entered: 08/24/2018)
08/29/2018		MINUTE ORDER: Upon consideration of <u>24</u> defendants' status report, <u>25</u> plaintiff's notice of agreement thereto, and the entire record herein, it is hereby ORDERED that the parties shall submit a further joint status report by not later than Monday, October 22, 2018. Signed by Judge John D. Bates on 8/29/2018 (lcjdb1) (Entered: 08/29/2018)
08/31/2018		Set/Reset Deadlines: Joint Status Report due by 10/22/2018. (tb) (Entered: 08/31/2018)
10/22/2018	<u>26</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Attachments: # <u>1</u> Text of Proposed Order)(Schaefer, Daniel) (Entered: 10/22/2018)
10/23/2018		MINUTE ORDER: Upon consideration of <u>26</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall submit a further joint status report by not later than Wednesday, January 23, 2019. Signed by Judge John D. Bates on 10/23/18.(lcjdb1) (Entered: 10/23/2018)
10/23/2018		Set/Reset Deadlines: Joint status report due by 1/23/2019. (lcjdb1) Modified on 10/23/2018 (tb). (Entered: 10/23/2018)
01/23/2019	<u>27</u>	Consent MOTION to Stay <i>in Light of Lapse in Appropriations</i> by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE (Schaefer, Daniel) (Entered: 01/23/2019)
01/23/2019		MINUTE ORDER: Upon consideration of <u>27</u> defendants' consent motion for a stay of proceedings in light of the ongoing lapse in appropriations, and the entire record herein, it is hereby ORDERED that defendants' motion for a stay is GRANTED; it is further ORDERED that this action is STAYED until appropriations are restored to the Department of Justice, the Department of State, and the Department of Defense; and it is further ORDERED that the parties shall file a joint status report by not later than fourteen days after Congress has restored appropriations. SO ORDERED. Signed by Judge John D. Bates on 1/23/19. (lcjdb1) (Entered: 01/23/2019)
02/08/2019	<u>28</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF DEFENSE, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE. (Schaefer, Daniel) (Entered: 02/08/2019)